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UNCLAS KUWAIT 004316

SIPDIS

SENSITIVE

FOR S/WCI AND NEA/ARPI

E.O. 12958: N/A

TAGS: [PTER](#) [PREL](#) [PGOV](#) [PHUM](#) [OPDC](#) [KU](#) [TERRORISM](#)

SUBJECT: KUWAIT AGREES TO U.S. CONDITIONS REGARDING  
REPATRIATION OF FIVE GUANTANAMO DETAINEES

REF: A. KUWAIT 4283

[B](#). KUWAIT 4142

[C](#). STATE 174005

[D](#). KUWAIT 4093

[E](#). STATE 163675

[1](#). (SBU) Post received October 4, a diplomatic note from the Office of the Under Secretary of the Ministry of Foreign Affairs reaffirming that the GOK will detain and try five of the Kuwaitis currently held in Guantanamo upon their return to Kuwait, as requested ref C. Post's unofficial translation of the note is provided below. (Arabic text is being faxed to NEA/ARPI.)

[2](#). (SBU) Begin unofficial translation of note:

October 2, 2005

Number 20051692

The Ministry of Foreign Affairs presents its compliments to the Embassy of the United States of America and has the honor to refer to the Embassy's note number 687 dated September 21, 2005 about the decision of the Government of the United States of America to return five of the Kuwaiti detainees at Guantanamo to the State of Kuwait:

-- Abdullah Saleh Ali Al-Ajmi,  
-- Abdulaziz Sayer Owain Al-Shammari,  
-- Adil Zamil Abdul Mohssin Al-Zamil,  
-- Mohammed Funaitel Al-Dihani, and  
-- Saad Madai Saad Al-Azmi.

Regarding the obligations of the Government of the State of Kuwait, we reconfirm that all concerned parties will take the necessary legal measures, in accordance with Kuwaiti law, against the detainees immediately upon their return. Likewise, we reconfirm our acceptance of all of the conditions proposed by the U.S. in its note on the subject of returning the detainees.

The Ministry of Foreign Affairs restates to the concerned American parties that this note should be considered written assurance that the Government of the State of Kuwait will take responsibility for the detainees upon their return to Kuwaiti authorities.

(Complimentary closing.)

[3](#). (SBU) Action request: Please provide post with an approximate release date so that we may advise the GOK to make the necessary travel arrangements. End action request.  
LEBARON